

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Chris L. Hooker,

Plaintiff

v.

Naphcare Medical, et al.,

Defendants

Case No.: 2:22-cv-00074-JAD-EJY

**Order Adopting Report and  
Recommendation and Dismissing  
Complaint with Leave to Amend**

[ECF No. 5]

The magistrate judge has evaluated Plaintiff Chris L. Hooker's complaint and recommends that I dismiss it without prejudice and with leave to amend because it is wholly indecipherable.<sup>1</sup> The deadline for any party to object to that recommendation was February 1, 2022, and no party filed anything or asked to extend the deadline to do so. "[N]o review is required of a magistrate judge's report and recommendation unless objections are filed."<sup>2</sup> Having reviewed the report and recommendation, I find good cause to adopt it, and I do. So I dismiss the complaint with leave to amend by March 1, 2022. If Hooker fails to file a proper complaint by that deadline, I will construe that failure as his acknowledgement that he cannot state a colorable claim and I will enter judgment accordingly and close this case.

**IT IS THEREFORE ORDERED that**

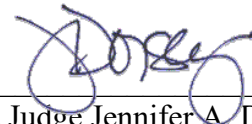
- The magistrate judge's report and recommendation [ECF No. 5] is **ADOPTED** in its entirety.
- The Clerk of Court is directed to **SEND** plaintiff (1) a copy of the complaint form

<sup>1</sup> ECF No. 5.

<sup>2</sup> *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

1 for prisoners along with (2) a copy of this order and the report and  
2 recommendation (ECF No. 5).

- 3 • **The complaint is DISMISSED** without prejudice and with leave to amend by  
4 March 1, 2022. **Hooker must file a proper complaint on the court's form by**  
5 **March 1, 2022**, or judgment will be entered and this case will be closed. He must  
6 follow the instructions for amendment stated in the report and recommendation.

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9 U.S. District Judge Jennifer A. Dorsey  
10 Dated: February 3, 2022  
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